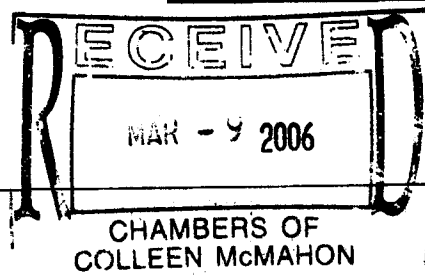
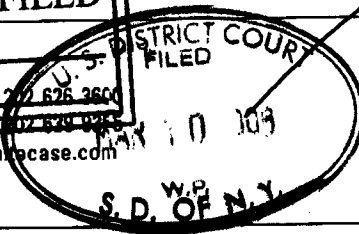


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March 9, 2006

BY FAX

Honorable Colleen McMahon
United States District Judge
United States Courthouse
300 Quarropas St., Room 533
White Plains, NY 10601-4150

3/9/06
My order of 3/3/06 letter
STANDS and you had better
comply with Judge Smith's
order or you risk
contempt
and
sanctions.
Colleen
mhl

Re: *Estate of Ungar v. Orascom Telecom Holding S.A.E., et al.*, Case No. 05-CV-7765
(CM)(LMS)

MEMO ENDORSED

Dear Judge McMahon:

As counsel for Orascom Telecom Holding S.A.E. ("Orascom"), we write in response to Estate counsel's March 3, 2006 letter, seeking adjournment of the Estate's response to Orascom's pending motion to dismiss. We did not have an opportunity to respond to that letter prior to the Court's same-day endorsement of it.

Orascom would like to take this opportunity to identify some reasons why the requested adjournment may not be warranted. More critically, Orascom would also like to clarify the Estate's characterization of the record in the related Miscellaneous Action. While we are most reluctant to burden the Court by addressing discovery matters, Orascom feels strongly that it has responded to the Estate's discovery efforts in a reasonable and responsible manner, and does not want Your Honor to have a misimpression otherwise.

Reasons Why Adjournment May Not Be Warranted

This Court has already held, after full briefing and argument in the Miscellaneous Action, that the Estate is not entitled to jurisdictional discovery. *See Estate of Ungar v. Palestinian Auth.*, 400 F. Supp.2d 541, 549, 552 (S.D.N.Y. 2005) (holding that personal-jurisdictional discovery from Orascom unavailable because the Estate has not made out a prima facie case of personal jurisdiction). The Estate's March 3 letter effectively takes issue with this Court's ruling. It seeks adjournment of Orascom's motion to dismiss until completion of jurisdictional depositions in the Miscellaneous Action. Orascom submits that it would be most anomalous to

MAR 10 2006

MICROFILM

ALMATY ANKARA BANGKOK BEIJING BERLIN BRATISLAVA BRUSSELS BUDAPEST DRESDEN DÜSSELDORF FRANKFURT HAMBURG HELSINKI
HO CHI MINH CITY HONG KONG ISTANBUL JOHANNESBURG LONDON LOS ANGELES MEXICO CITY MIAMI MILAN MOSCOW MUMBAI NEW YORK PALO ALTO
PARIS PRAGUE RIYADH ROME SAN FRANCISCO SÃO PAULO SHANGHAI SINGAPORE STOCKHOLM TOKYO WARSAW WASHINGTON, DC

Copies mailed / handed / faxed to counsel 3/10/06